

FILED

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

MAY - 9 2007

UNITED STATES OF AMERICA ) CLERK  
v. ) U. S. DISTRICT COURT  
TOMMY J. THORNTON ) MIDDLE DIST. OF ALA.  
Cr. No. 2:07CR94-WKW  
[21 USC § 841(a)(1)]  
INDICTMENT

## **The Grand Jury charges:**

**On or about April 17, 2007, in Montgomery County, in the Middle District of Alabama,  
the Defendant,**

# **TOMMY J. THORNTON**

**did knowingly and intentionally possess with intent to distribute approximately 708.2 grams of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance; in violation of Title 21, United States Code, Section 841(a)(1).**

## **FORFEITURE ALLEGATION**

A. Count 1 of this indictment is hereby repeated and incorporated herein by reference.

**B. Upon conviction for the violation of Title 21, United States Code, Section 841(a)(1) as alleged in Count 1 of this indictment, the defendant,**

## **TOMMY J. THORNTON.**

**shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the said defendant obtained, directly or indirectly, as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of any violation alleged**

in Count 1 of this indictment.

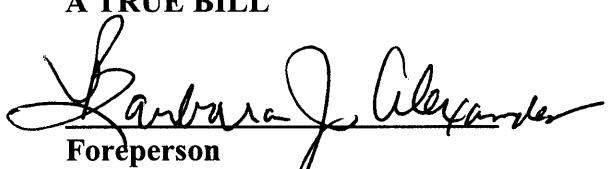
C. If any of the forfeitable property described in this forfeiture allegation, as a result of any act or omission of the defendant:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third person;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has been substantially diminished in value; or,
- (5) has been commingled with other property which cannot be subdivided

without difficulty; the United States, pursuant to Title 21, United States Code, Section 853, intends to seek an order of this Court forfeiting any other property of said defendant up to the value of the forfeitable property.

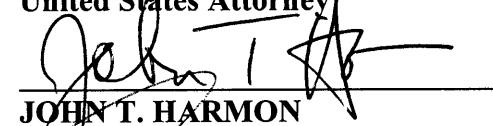
All in violation of Title 21, United States Code, Section 841.

A TRUE BILL

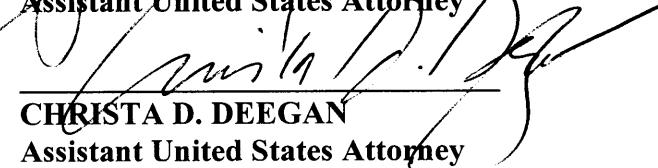
  
Barbara J. Alexander  
Foreperson

  
LEURA G. CANARY

United States Attorney

  
JOHN T. HARMON

Assistant United States Attorney

  
CHRISTA D. DEEGAN

Assistant United States Attorney